

In the claims:

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1. (Currently Amended) A method for facilitating instant messaging for a telephony user comprising:

creating a call dialog;

a) receiving, according to the call dialog, a command derived from an audio command provided by a telephony user, the command including a message meaning with a message characteristic;

b) creating an instant message having content based on the message meaning and message characteristic; and

e) sending the instant message to a second user via an instant messaging service.

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2. (Original) The method of claim 1 further comprising providing a profile including the message meaning and the message characteristic associated with at least a portion of the instant message and wherein the creating step determines the at least a portion of the instant message from the profile using the message meaning and the message characteristic.

3. (Original) The method of claim 2 wherein the profile includes a plurality of unique text associated with a plurality of possible message characteristics for a given message meaning and wherein the creating step forms the at least a portion of the instant message with a chosen one of the plurality of unique text associated with a chosen one of the plurality of possible message characteristics.

4. (Original) The method of claim 1 wherein the message characteristic relates to emotion and the creating step further comprises associating emotional indicia with text corresponding to the message meaning.

5. (Original) The method of claim 4 wherein the emotional indicia is at least one of the group consisting of an emoticon, emphasis imparted in at least a portion of the text corresponding to the message meaning, and color imparted in at least a portion of the text corresponding to the message meaning.

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6. (Original) The method of claim 1 wherein the message characteristic relates to personality and the creating step further comprises selecting text corresponding to the message meaning for a given personality.
7. (Original) The method of claim 1 wherein the message characteristic relates to a relative volume and the creating step further comprises selecting a text format for the instant message corresponding to the relative volume.
8. (Original) The method of claim 1 wherein message characteristics of the group consisting of volume, personality, and emotion are available to associate with the message meaning of the command and the message meaning is associated with one or more of the message characteristics.
9. (Original) The method of claim 8 wherein at least one message characteristic is predefined for the command and is associated with the message meaning of the command in the creating step.
10. (Original) The method of claim 1 further comprising:
- a) receiving an instant message from the second user via the instant messaging service;
 - b) creating content capable of being converted to an audio message to deliver to the telephony user; and
 - c) sending the content to the telephony user via an audio browser.
11. (Original) The method of claim 10 further comprising receiving and converting the content directed to the telephony user into an audible message and delivering the audible message to the telephony user.
12. (Original) The method of claim 1 further comprising sending an alert to the telephony user via at least one of the group consisting of calling, sending an email, sending a message via a short message service, and sending a page.

13. (Currently Amended) A system for facilitating instant messaging for a telephony user comprising:

a) a communication interface for communicating with an instant messaging service and a device capable of communicating with the telephony user; and

b) a control system associated with the communication interface and adapted to:

create a call dialog:

i) receive, according to the call dialog, a command derived from an audio command provided by the telephony user, the command including a message meaning with a message characteristic;

ii) create an instant message having content based on the message meaning and the message characteristic; and

iii) send the instant message to a second user via the instant messaging service.

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14. (Original) The system of claim 13 wherein the control system is further adapted to provide a profile including the message meaning and the message characteristic associated with at least a portion of the instant message and create the instant message by determining the at least a portion of the instant message from the profile using the message meaning and the message characteristic.

15. (Original) The system of claim 14 wherein the profile includes a plurality of unique text associated with a plurality of possible message characteristics for a given message meaning and wherein the control system is adapted to create the instant message by forming at least a portion of the instant message with a chosen one of the plurality of unique text associated with a chosen one of the plurality of possible message characteristics.

16. (Original) The system of claim 13 wherein the message characteristic relates to emotion and the control system is adapted to create the instant message by associating emotional indicia with text corresponding to the message meaning.

17. (Original) The system of claim 16 wherein the emotional indicia is one of the group consisting of an emoticon, emphasis imparted in at least a portion of the text corresponding to

the message meaning, and color imparted in at least a portion of the text corresponding to the message meaning.

18. (Original) The system of claim 13 wherein the message characteristic relates to personality and the control system is further adapted to create the instant message by selecting text corresponding to the message meaning for a given personality.

19. (Original) The system of claim 13 wherein the message characteristic relates to a relative volume and the control system is further adapted to create the instant message by selecting a text format for the instant message corresponding to the relative volume.

20. (Original) The system of claim 13 wherein message characteristics of the group consisting of volume, personality, and emotion are available to associate with the message meaning of the command and the control system is further adapted to create the instant message by associating the message meaning with one or more of the message characteristics.

21. (Original) The system of claim 20 wherein at least one message characteristic is predefined for the command and the control system is further adapted to create the instant message by associating the message meaning with the at least one predefined message characteristic.

22. (Original) The system of claim 13 wherein the control system is further adapted to:

- a) receive an instant message from the second user via the instant messaging service;
- b) create content capable of being converted to an audio message to deliver to the telephony user; and
- c) send the content to the telephony user via an audio browser.

23. (Previously Amended) The system of claim 13 further comprising an audio browser adapted to convert content directed to the telephony user into an audible message and deliver the audible message to the telephony user via the audio browser.

24. (Original) The system of claim 13 wherein said control system is further adapted to send an alert to the telephony user via at least one of the group consisting of calling, sending an email, sending message via a short message service, and sending a page.

25. (Currently Amended) A computer readable medium with software facilitating instant messaging for a telephony user and comprising instructions for a computer to:

create a call dialog;

a) receive, according to the call dialog, a command derived from an audio command provided by the telephony user, the command including a message meaning with a message characteristic;

b) create an instant message having content based on the message meaning and message characteristic; and

e) send the instant message to a second user via an instant messaging service.

26-27. (Canceled).

28. (Previously Added) The method of claim 1 wherein creating an instant message having content based on the message meaning and message characteristic comprises changing an appearance of the content such that the appearance of the content is consistent with the message characteristic.

29. (New) The method of claim 1, further comprising:
receiving at an IM proxy server the audible command;
passing the audible command to an audio server;
converting the audible command to the command in the audio server;
passing the command back to the IM proxy server; and
wherein the call dialog controls the audio server.

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